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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA, ) No. CR 05-00325 JW  
12 )  
Plaintiff, )  
13 )  
v. ) **STIPULATION AND ~~PROPOSED~~**  
14 ) **ORDER TO CONTINUE STATUS DATE**  
ALBERTO CHAVEZ-MESA, )  
15 )  
Defendant. )  
\_\_\_\_\_ )

16 Assistant United States Attorney Susan Knight and defendant, Alberto Chavez-Mesa,  
17 through his counsel, Assistant Federal Public Defender Angela M. Hansen, stipulate and agree  
18 that the status date in the above-captioned matter, presently scheduled for Monday, June 27, 2005  
19 at 1:30 p.m., should be continued to Monday, July 25, 2005, at 1:30 p.m. for change of plea and  
20 sentencing.

21 The parties stipulate and agree that the status date should be continued because defense  
22 counsel needs additional time to investigate and to collect Mr. Chavez's prior records before this  
23 matter can be set for a change of plea hearing. The parties further stipulate and agree that under  
24 18 U.S.C §§ 3161(h)(8)(A) and (B)(iv), the ends of justice served by the continuance requested  
25 outweigh the best interest of the defendant and public in a speedy trial because the failure to  
26 grant such a continuance would unreasonably deny Mr. Chavez the time necessary for effective  
preparation, taking into account the exercise of due diligence.

1 Dated: June 23, 2005

/s/  
\_\_\_\_\_  
ANGELA M. HANSEN  
Assistant Federal Public Defender

4 Dated: June 23, 2005

/s/  
\_\_\_\_\_  
SUSAN KNIGHT  
Assistant United States Attorney

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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA, ) No. CR 05-00325 JW  
12 )  
13 Plaintiff, ) ~~PROPOSED~~ ORDER CONTINUING  
14 ) STATUS DATE AND EXCLUDING  
15 v. ) TIME  
16 )  
17 ALBERTO CHAVEZ-MESA, )  
18 )  
19 Defendant. )  
20 \_\_\_\_\_ )

21 The parties have jointly requested to continue the status date set for June 27, 2005 to July  
22 25, 2005 at 1:30 p.m. so that defense counsel can have additional time to investigate and prepare  
23 Mr. Chavez's case before he enters his change of plea.

24 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the status date presently  
25 set for June 27, 2005 be continued to Monday, July 25, 2005, at 1:30 p.m. for change of plea and  
26 sentencing. Pursuant to the parties' stipulation, IT IS FURTHER ORDERED that the period of  
time from June 27, 2005 through and including July 25, 2005, shall be excluded from the period  
of time within which trial must commence under the Speedy Trial Act, 18 U.S.C §§  
3161(h)(8)(A) and (B)(iv).

Dated: June 23, 2005

/s/ James Ware  
JAMES WARE  
United States District Judge

1 Distribute to:

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